

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION

FILED BY SH D.C.  
05 OCT -7 AM 8:17  
THOMAS M. GOULD  
CLERK U.S. DISTRICT COURT  
W.D. OF TN, JACKSON

JACK LESTER ROBERTS, )

Plaintiff, )

VS. )

No. 04-1171-T/An )

MARK ANDERSON, ET AL., )

Defendants. )

---

ORDER GRANTING JUDGMENT AS A MATTER OF LAW  
AND  
ORDER ON JURY VERDICT

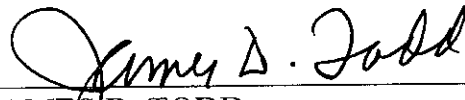
---

This cause came on for trial before the Court and jury on October 5, 2005, the Honorable James D. Todd, District Judge, presiding; Benjamin S. Dempsey representing the plaintiff, Jack Lester Roberts, and Robert T. Keeton, Jr. and Robert T. Keeton, III representing defendants David Morgan and Kathy Young.

At the close of the plaintiff's proof, the Court granted defendant Kathy Young's motion for judgment as a matter of law. After hearing all the proof, arguments of counsel and charge of the Court, the jury retired to begin its deliberation. After due deliberation, the jury returned to open Court and announced a verdict. The jury returned a verdict in favor of defendant David Morgan.

The Clerk is directed to prepare a judgment for entry in accordance with the Court's grant of judgment as a matter of law to defendant Young, the jury verdict in favor of defendant Morgan, and the prior orders dismissing or granting summary judgment to all other defendants (doc. #18, #24, #40, #52).

IT IS SO ORDERED.

A handwritten signature in cursive script, reading "James D. Todd", written over a horizontal line.

JAMES D. TODD  
UNITED STATES DISTRICT JUDGE

A handwritten date "6 October 2005" written in cursive script over a horizontal line.

DATE



## Notice of Distribution

This notice confirms a copy of the document docketed as number 59 in case 1:04-CV-01171 was distributed by fax, mail, or direct printing on October 13, 2005 to the parties listed.

---

John D. Burleson  
RAINEY KIZER REVIERE & BELL  
105 S. Highland Avenue  
Jackson, TN 38302--114

Milton Dale Conder  
RAINEY KIZER REVIERE & BELL  
105 S. Highland Ave.  
P.O. Box 1147  
Jackson, TN 38302--114

Robert T. Keeton  
KEETON LAW OFFICES  
20240 East Main St.  
Huntingdon, TN 38343

Michael R. Hill  
FLIPPIN COLLINS & HILL, PLLC  
P.O. Box 679  
Milan, TN 38358

Benjamin S. Dempsey  
LAW OFFICES OF BENJAMIN S. DEMPSEY  
P.O. Box 711  
Huntingdon, TN 38344

Fred Collins  
FLIPPIN COLLINS & HILL, PLLC  
P.O. Box 679  
Milan, TN 38358

Honorable James Todd  
US DISTRICT COURT